

TO: Elizabeth Rolando

FROM: Eve Moran, Administrative Law Judge

DATE: July 24, 2007

RE: Docket 06-0517

Mount Pisgah Missionary Baptist Church -vs- Peoples Gas
Light and Coke Company
Complaint as to billing errors in Chicago, Illinois.

Notice of Ruling

On representation of Complainant's counsel at hearing, the ALJ was led to understand that the instant complaint matter was being settled. Thus, on April 11, 2007 and with no objection, she marked the record "Heard and Taken."

On May 25, 2007, however, as no settlement was arrived at, the Respondent filed a Motion to Reopen the Record. No response was filed. On June 18, 2007, the ALJ directed the Complainant to file a written response by June 29, 2007. An exception was carved out in the event that the settlement was accomplished.

To date, the Complainant has filed no response nor has any other action been taken in the matter. This makes it incumbent upon the Commission to grant Respondent's motion and reopen the record.

By statute, time is of the essence in complainant matters. Thus, this matter is set for an evidentiary hearing on August 20, 2007 at the hour of 10:00 a.m. On this date and time, the parties will present the testimony of their respective witnesses and be prepared for cross-examination.

EM:jt